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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 MARK T. MURRAY,
11 Plaintiff,
12 v.
13 ROBERT WILSON,
14 Defendant.

Case No. C07-5238FDB

ORDER DISMISSING
COMPLAINT WITHOUT
PREJUDICE

15 The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Kelley
16 Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby find
17 and ORDER:

18 (1) The Court adopts the Report and Recommendation;
19 (2) Plaintiff's complaint is **DISMISSED WITHOUT PREJUDICE**. Plaintiff cannot challenge
20 the propriety of his current his incarceration in a civil rights action.
21 (3) The Clerk is directed to send copies of this Order to plaintiff and to the Hon. J. Kelley
22 Arnold.

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24 DATED this 23rd day of July 2007.

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28 FRANKLIN D. BURGESS
 UNITED STATES DISTRICT JUDGE